

REMARKS

Reconsideration and allowance of the present application are respectfully requested. Claims 1-6 remain pending in the application. Applicant notes with appreciation the indication that claims 1-6 contain allowable subject matter.

On page 2 of the Office Action, the Examiner indicates that Figures 1-2 should be designated by a "Prior Art" legend. Accordingly, submitted herewith are new proposed drawings wherein Figures 1 and 2 have been labeled as such. Withdrawal of the objection to the Figures is requested. Formal drawings are also enclosed herewith.

In numbered paragraphs 4-5 of the Office Action, claims 1-6 are rejected under 35 U.S.C. §112, second paragraph, as being indefinite. These objections relate to two phrases set forth in Claim 1. However, these objections are respectfully traversed, because the phrases objected to are clear and definite in their current form.

The first phrase objected to by the Examiner is the phrase which includes "a backrest support" and "a backrest". The Examiner objected to this phrase and asserted that it is unclear as to whether a backrest support is the same as a backrest. Applicant's specification describes a "backrest support" and a "backrest". For example, the exemplary Figure 3 embodiment shows a backrest 20 on a backrest support 19. These elements can be formed as distinct elements or can be integral. Because claim 1 is clear and encompasses exemplary embodiments described in the specification, withdrawal of this objection is requested. However, it is requested that Applicant's representative be contacted to discuss this matter if further questions remain.

The second phrase objected to with respect to claim 1 relates to the "lever parallelogram". The Examiner asserts this phrase is indefinite because it "is not clear, how is each part connected thereto in relationship to each other." This objection is respectfully traversed because the "lever parallelogram" described in the specification encompasses the exemplary Figure 3 embodiment wherein a lever parallelogram 34 is illustrated as comprising the seat support bar 42 and substantially parallel thereto, a parallelogram lever 35 (see paragraph [00020]). The

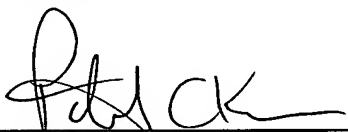
lever parallelogram is pivotally connected with one end to the frontal portion of a wheel frame 11, and with another end to a back rest support 19. Claim 1 clearly encompasses these exemplary embodiments as described in the specification, such that claim 1 is clear and definite. Because it is the function of the specification (not the claims) to describe how an invention is practiced, and because the language of claim 1 is clear, withdrawal of this objection is requested. Again, if additional questions remain, it is requested that the undersigned be contacted at the number shown below.

Applicant acknowledges with appreciation in numbered paragraph 6 of the Office Action that claims 1-6 contain allowable subject matter. In light of the foregoing comments, it is respectfully submitted that the present application is in condition for allowance and a notice of allowance is respectfully requested.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

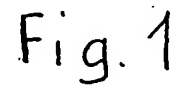
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AMENDMENTS TO THE DRAWINGS:

Corrected drawings for Figures 1 and 2 to include the caption "Prior Art" are submitted herewith.



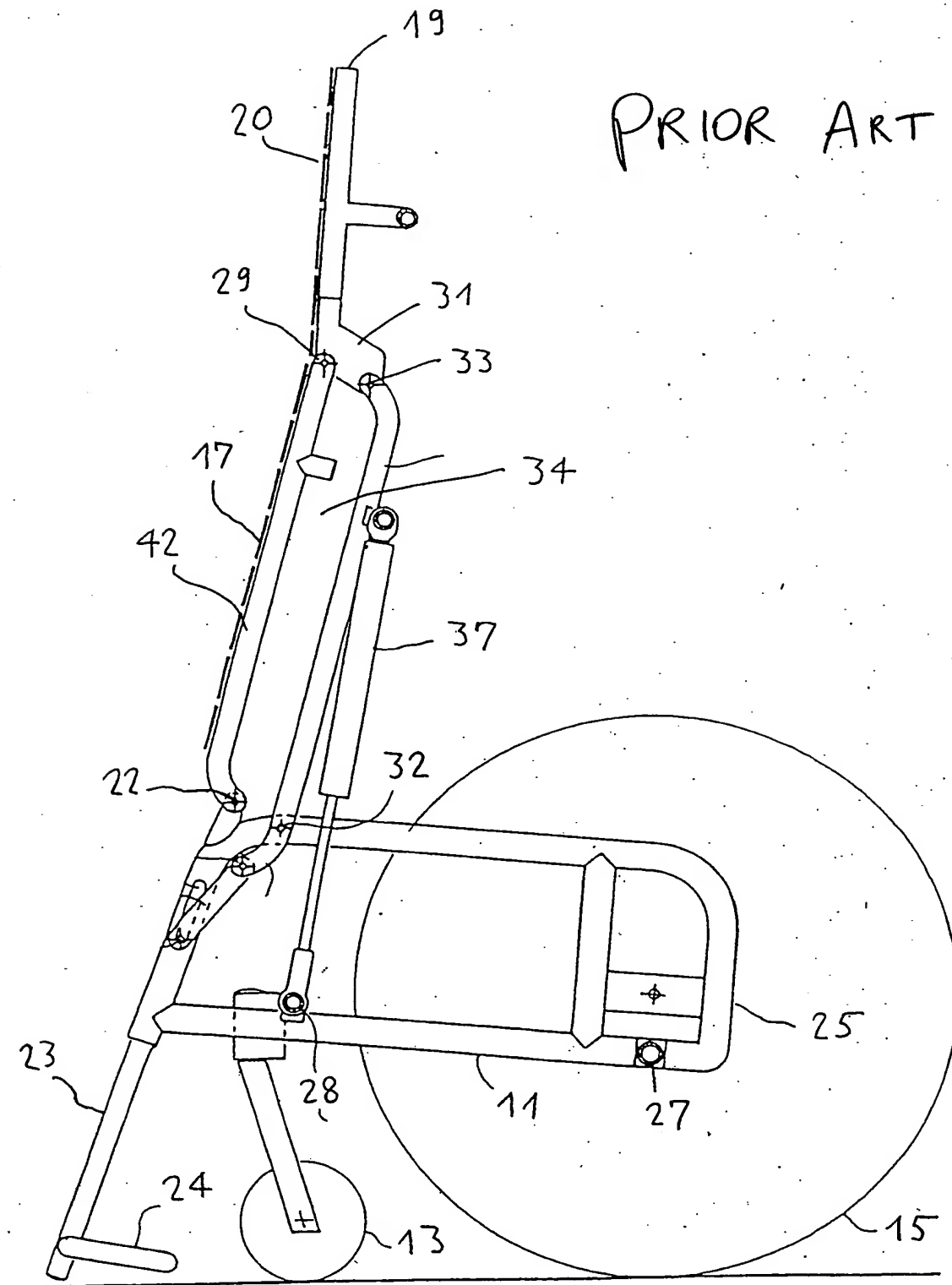


Fig. 2